

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,

Plaintiff,

vs.

ALVARO ALFERES and  
KATE D. CRUZ,

Defendants,

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8:23CR206

ORDER

This matter is before the Court on defendant Kate Cruz's Motion to Continue Trial [32] and Alvaro Alferes' Amended Unopposed Motion to Continue Trial [34]. The parties require additional time to resolve this matter short of trial. The co-defendant does not object to the continuance. For good cause shown,

**IT IS ORDERED** that the Motion to Continue Trial [32] and the Unopposed Motion to Continue Trial [34] are granted, as follows:

1. The jury trial, **as to both defendants**, now set for April 2, 2024, is continued to **May 28, 2024**.
2. In accordance with 18 U.S.C. § 3161(h)(7)(A), the court finds that the ends of justice will be served by granting this continuance and outweigh the interests of the public and the defendants in a speedy trial. Any additional time arising as a result of the granting of this motion, that is, the time between **today's date and May 28, 2024**, shall be deemed excludable time in any computation of time under the requirement of the Speedy Trial Act. Failure to grant a continuance would deny counsel the reasonable time necessary for effective preparation, taking into account the exercise of due diligence. 18 U.S.C. § 3161(h)(7)(A) & (B)(iv).
3. Unopposed Motion to Continue, filing [33] is denied as moot.

**DATED: March 19, 2024**

**BY THE COURT:**

**s/ Susan M. Bazis**  
**United States Magistrate Judge**